



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|-----------------------|-------------------------------|------------------|
| 10/039,986 | 01/04/2002 | Jonathan B. Rosenberg | 102992-236-NP | 8738 |
| 23483 | 7590 | 09/30/2005 | | |
| WILMER CUTLER PICKERING HALE AND DORR LLP 60 STATE STREET BOSTON, MA 02109 | | | EXAMINER SMITHERS, MATTHEW | |
| | | | ART UNIT 2137 | PAPER NUMBER |
| DATE MAILED: 09/30/2005 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/039,986

Applicant(s)

ROSENBERG ET AL.

Examiner

Matthew B. Smithers

Art Unit

2137

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 04 January 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-4 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. patent application 2004/0034605 granted to Khaishgi et al.

Regarding claim 1, Khaishgi meets the claimed limitations as follows:

“A method for providing a user with confirmation of the origin and identity of a Web site comprising the steps of:

registering a Web site with an assuring 3rd party;

saving said registration on a registration server;” see paragraph [0028].

“entering in a database an Internet domain for said Web site;

cross-referencing said Web site's Internet domain to the origin and identity information;” see paragraph [0025].

“retrieving said Web site's Internet domain with an Internet browser;

browsing to the Web site for the Internet domain;

sending a query from a client application tool via a secure SSL connection to said registration server and passing it said Web site's Internet domain name;
determining if said Web site's Internet domain has been registered;
and returning the associated registration data to the client application tool for display.”
see paragraphs [0003], [0018], [0021], [0022], [0024], [0029], [0031], [0032]; and figures 2, 5 and 6.

Regarding claim 2, Khaishgi meets the claimed limitations as follows:

“A method for providing a user with confirmation of the origin and identity of a Web site comprising the steps of:

registering a Web site with an assuring 3rd party;

saving said registration on a registration server;” see paragraph [0028].

entering in a database an Internet domain for said Web site;

cross-referencing said Web site's Internet domain to the origin and identity information;”

see paragraph [0025].

retrieving said Web site's Internet domain with an Internet browser;

browsing to the Web site and receiving an HTML image tag, calling a program via a secure SSL connection on said registration server and passing it said Web site's Internet domain name;

determining if said Web site's Internet domain has been registered;

and returning an image to the browser for display containing registration data from the registration server associated with the domain name, together with date-and-time information and code that prevents the dynamic icon from being copied.” see

paragraphs [0003], [0018], [0021], [0022], [0024], [0029], [0031], [0032]; and figures 2, 5 and 6.

Regarding claim 3, Khaishgi meets the claimed limitations as follows:

"A system for providing a user with confirmation of the origin and identity of a Web site comprising:

a component for registering a Web site with an assuring 3rd party;

a component for saving said registration on a registration server;" see paragraph [0028].

a component for entering in a database an Internet domain for said Web site;

a component for cross-referencing said Web site's Internet domain to the origin and identity information;" see paragraph [0025].

a component for retrieving said Web site's Internet domain with an Internet browser;

a component for browsing to the Web site for the Internet domain;

a component for sending a query from a client application tool via a secure SSL connection to said registration server and passing it said Web site's Internet domain name;

a component for determining if said Web site's Internet domain has been registered;

and a component for returning the associated registration data to the client application tool for display." see paragraphs [0003], [0018], [0021], [0022], [0024], [0029], [0031], [0032]; and figures 2, 5 and 6.

Regarding claim 4, Khaishgi meets the claimed limitations as follows:

"A system for providing a user with confirmation of the origin and identity of a Web site comprising the steps of:

a component for registering a Web site with an assuring 3rd party;
a component for saving said registration on a registration server;" see paragraph [0028].
a component for entering in a database an Internet domain for said Web site;
a component for cross-referencing said Web site's Internet domain to the origin and identity information;" see paragraph [0025].
a component for retrieving said Web site's Internet domain with an Internet browser;
a component for browsing to the Web site and receiving an HTML image tag;
a component for calling a program via a secure SSL connection on said registration server and passing it said Web site's Internet domain name;
a component for determining if said Web site's Internet domain has been registered;
and a component for returning an image to the browser for display containing registration data from the registration server associated with the domain name, together with date-and-time information and code that prevents the dynamic icon from being copied." see paragraphs [0003], [0018], [0021], [0022], [0024], [0029], [0031], [0032];
and figures 2, 5 and 6.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.


A. Feik (US 6,850,913) discloses a system for certifying a product or service offered over the Internet.

B. Aull (US 2002/0141592) discloses a system for preventing ID spoofing by hackers.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew B. Smithers whose telephone number is (571) 272-3876. The examiner can normally be reached on Monday-Friday (8:00-4:30) EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Emmanuel L. Moise can be reached on (571) 272-3865. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Matthew B Smithers
Primary Examiner
Art Unit 2137